

due under a contract of insurance written by defendant, along with alleged violations of the Tennessee Consumer Protection Act and violations of Tennessee Unfair Claims Settlement Act. (See Complaint). (A copy attached hereto as Exhibit 1).

3. Petitioner seeks removal of this action to this Court on the grounds that the controversy is wholly between citizens of different states and involves an amount in controversy which exceeds Seventy-Five Thousand Dollars (\$75,000.00), exclusive of the interest and costs, pursuant to 28 U.S.C. §1332. In particular, plaintiff in the underlying action seeks recovery of policy benefits alleged to be at least \$43,174, plus loss of income, along with treble damages under the Tennessee Consumer Protection Act for defendant's alleged failure to pay for claimed property damage caused by freezing. Plaintiff also seeks other unspecified damages to be proven at trial.

4. Plaintiff, Chris Carden d/b/a Carden Enterprises, is an individual doing business in Knox County, Tennessee, and was at the time of the filing of this action and at the time of the removal. Plaintiff filed this action against State Auto Insurance Companies, which is a registered Ohio Trade Name for State Automobile Mutual Insurance Company. State Automobile Mutual Insurance Company is a corporation organized under the laws of Ohio, with its principal place of business in Ohio. Accordingly, this matter involves citizens of different states.

5. This notice is filed within the time period prescribed by 28 U.S.C. §1446(b).

6. A copy of the Summons and Complaint, being all the papers served upon defendants, are attached hereto.

WHEREFORE, notice is hereby given that the said Civil Action No. 187370-1 is

removed from the Chancery Court for Knox County, Tennessee, to this Court.

Respectfully submitted,

/s E. Jason Ferrell

PARKS T. CHASTAIN

Registration No. 13744

E. JASON FERRELL

Registration No. 024425

Attorneys for Defendant, State Automobile
Mutual Insurance Company, incorrectly sued as
State Auto Insurance Companies

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CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of May, 2014, a true and correct copy of the foregoing has been sent, via first-class mail, postage prepaid to:

C. Edward Daniel, Esquire
The Daniel Law Firm
4608 Papermill Drive
Knoxville, TN 37909

/s E. Jason Ferrell

PARKS T. CHASTAIN

E. JASON FERRELL